

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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MAMADOU SAIDOU BAH and GNALEN BAH

**ANSWER TO CROSS-CLAIMS**

Plaintiffs,

08 CIV 2440 (PKL)

v.

GREYHOUND LINES, INC., and THE GOODYEAR  
TIRE & RUBBER COMPANY

[Related to  
06 CIV 13371 (PKL)]

Defendants.

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GREYHOUND LINES, INC.,

Third-Party Plaintiff,

v.

MOTOR COACH INDUSTRIES, INC., and UGL  
UNICCO, Formerly Known as UNICCO Service  
Company,

Third-Party Defendants.

-----X

Third-Party Defendant, UNICCO Service Company d/b/a UGL Unicco s/h/a UGL UNICCO, Formerly Known As UNICCO Service Company, by its attorneys QUIRK AND BAKALOR, P.C., sets forth the following in response to the cross-claims of the Defendant THE GOODYEAR TIRE & RUBBER COMPANY ("GOODYEAR") upon information and belief:

FIRST: Denies each and every allegation contained in the paragraphs of GOODYEAR's Answer to Cross-Claims of UNICCO AND GOODYEAR'S Cross-Claims against UNICCO numbered "3", "4" and "12" and refers all issues of contract interpretation and law contained therein to this Court.

SECOND: Denies having knowledge or information sufficient to form a belief as to any of the allegations contained in the paragraphs of GOODYEAR's Answer to Cross-Claims of UNICCO and GOODYEAR's Cross-Claims against UNICCO numbered "5", "6", "8", "9" and "10" and refers all issues of contract interpretation and law contained therein to this Court.

THIRD: Denies each and every allegation contained in the paragraph of GOODYEAR's Answer to Cross-Claims of UNICCO and GOODYEAR's Cross-Claims against UNICCO numbered "7".

FOURTH: Denies each and every allegation contained in the paragraph of GOODYEAR's Answer to Cross-Claims of UNICCO and GOODYEAR's Cross-Claims against UNICCO numbered "11" except admits that this answering defendant did not accept GOODYEAR's demand for indemnity and refers all issues of the law contained therein to this Court.

**WHEREFORE**, Third-Party Defendant UNICCO Service Company d/b/a UGL Unicco s/h/a UGL UNICCO, Formerly Known As UNICCO Service Company, demands judgment dismissing the cross-claims in Defendant GOODYEAR's Answer to Cross-Claims of UNICCO and GOODYEAR's Cross-Claims against UNICCO, together with the costs, disbursements and attorneys' fees of this action.

Dated: New York, New York  
May 29, 2008

Yours, etc.

QUIRK AND BAKALOR, P.C.

By: 

Scott P. Taylor (7761)

Attorneys for Third-Party Defendant  
UNICCO Service Company d/b/a UGL  
Unicco s/h/a UGL UNICCO, Formerly  
Known As UNICCO Service Company

845 Third Avenue  
New York, New York 10022  
(212) 319-1000

TO: LAW OFFICE OF EDWARD P. RYAN  
*Attorneys for Plaintiffs*  
**MAMADOU SAIDOU BAH and GNALEN BAH**  
38 Eagle Street  
Albany, New York 12207

FABIANI COHEN & HALL, LLP  
Kevin B. Pollak (KBP 6098)  
*Attorneys for Defendant/  
Third-Party Plaintiff*  
**GREYHOUND LINES, INC.**  
570 Lexington Avenue, 4<sup>th</sup> Floor  
New York, New York 10022  
(212) 644-4420

HERRICK, FEINSTEIN, LLP  
*Attorneys for Defendant*  
**THE GOODYEAR TIRE &  
RUBBER COMPANY**  
2 Park Avenue  
New York, New York 10016  
(212) 592-1400

NOVACK BURNBAUM CRYSTAL LLP  
*Attorneys for Third-Party Defendant*  
**MOTOR COACH INDUSTRIES, INC.**  
300 East 42<sup>nd</sup> Street  
New York, New York 10017  
(212) 682-4002

The grounds of my belief as to all matters not stated upon my own knowledge are as follows:

I affirm that the foregoing statements are true, under the penalties of perjury.

Dated:

STATE OF NEW YORK, COUNTY OF

SS.:

The name signed must be printed beneath

I, the undersigned, being duly sworn, depose and say: I am

☐ Individual Verification

in the action; I have read the foregoing

and know the contents thereof; the same is true to my own knowledge, except

☐ Corporate Verification

as to the matters therein stated to be alleged on information and belief, and as to those matters I believe it to be true.

the of a

corporation and a party in the within action; I have read the foregoing

and know the contents thereof; and the same is true to my own knowledge,

except as to the matters therein stated to be alleged upon information and belief, and as to those matters I believe it to be true. This verification is made by me because the above party is a corporation and I am an officer thereof.

The grounds of my belief as to all matters not stated upon my own knowledge are as follows:

Sworn to before me on

The name signed must be printed beneath

STATE OF NEW YORK, COUNTY OF New York

SS.:

(If more than one box is checked—indicate after names type of service used.)

I, the undersigned, being sworn, say: I am not a party to the action, am over 18 years of age and reside at Valley Stream, N.Y.

May 29, 2008

Answer to Cross-Claims

☒ I served the within

Service By Mail

by mailing a copy to each of the following persons at the last known address set forth after each name below.

☐ Personal Service on Individual

by delivering a true copy of each personally to each person named below at the address indicated. I knew each person served to be the person mentioned and described in said papers as a party therein:

☐ Service by Electronic Means

by transmitting a copy to the following persons by ☐ FAX at the telephone number set forth after each name below ☐ E-MAIL at the E-Mail address set forth after each name below, which was designated by the attorney for such purpose, and by mailing a copy to the address set forth after each name.

☐ Overnight Delivery Service

by dispatching a copy by overnight delivery to each of the following persons at the last known address set forth after each name below.

LAW OFFICE OF EDWARD P. RYAN

Attorneys for Plaintiffs

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RUBBER COMPANY

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MOTOR COACH INDUSTRIES, INC.

300 East 42<sup>nd</sup> Street

New York, New York 10017

DARA L. ROSENBAUM  
Notary Public, State of New York  
No. 02RO6117218  
Qualified in New York County  
Commission Expires October 25, 2008

Sworn to before me on

May 29, 2008

The name signed must be printed beneath

Ludy Aristilde

SOUTHERN DISTRICT OF NEW YORK

MAMADOU SAIDOU and GNALEN BAH,

Plaintiff,

-against-

GREYHOUND LINES, INC. and THE GOODYEAR  
RUBBER and TIRE COMPANY,

Defendant.

**AND OTHER ACTIONS**

**ANSWER TO CROSS-CLAIMS**

**QUIRK AND BAKALOR, P.C.**

Third-Party Defendant, UNICCO Service Company  
Attorney(s) for d/b/a/ UGL Unicco s/h/a UGL UNICCO, Formerly Known As  
UNICCO Service Company

Office and Post Office Address, Telephone

845 Third Avenue  
NEW YORK, NEW YORK 10022  
(212) 319-1000

To

Signature (Rule 130-1.1-a)

Print name beneath

Service of a copy of the within is hereby admitted.

Attorney(s) for

Dated:

**PLEASE TAKE NOTICE:**

☐ NOTICE OF ENTRY

that the within is a (*certified*) true copy of a  
duly entered in the office of the clerk of the within named court on

☐ NOTICE OF SETTLEMENT

that an order  
will be presented for settlement to the HON.  
within named Court, at  
on

at

M.

of which the within is a true copy  
one of the judges of the

Dated,

Yours, etc.

**QUIRK AND BAKALOR, P.C.**